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WISCONSIN SUPREME COURT MONTHLY STATISTICAL REPORT

November 2013

This statistical report presents information about the case filings and dispositions of the Wisconsin Supreme Court during the month of November 2013 and to date for the term that began on September 1, 2013.

Opinions Issued by the Court

The Supreme Court issued opinions resolving 8 cases in November. Information about these opinions, including the Court's dispositions and the names of the authoring justices, can be found on the attached table.

November 2013 Term to Date

Total number of cases resolved by opinion	<u>8</u>	<u>9</u>
Attorney disciplinary cases	5	6
Judicial disciplinary cases	0	0
Civil cases	2	2
Criminal cases	1	1

Petitions for Review

A total of 70 petitions for review were filed during the month. A petition for review asks the Supreme Court to review the decision of the Court of Appeals. The Supreme Court's jurisdiction is discretionary, meaning that review is granted in selected cases only. In November, the Supreme Court disposed of 108 petitions for review, of which 10 petitions were granted. The Supreme Court currently has 286 petitions for review pending.

November 2013 Term to Date

Petitions for Review filed	<u>70</u>	<u>202</u>
Civil cases	31	105
Criminal cases	39	97

Petition for Review dispositions	<u>108</u>	<u>277</u>
Civil cases (petitions granted).....	58 (5)	145 (13)
Criminal cases (petitions granted)	50 (5)	132 (8)

Petitions for Bypass

In November, the Supreme Court received 0 petitions for bypass and disposed of 1 petition for bypass. In a petition for bypass, a party requests that the Supreme Court take jurisdiction of an appeal or other proceeding pending in the Court of Appeals. A matter appropriate for bypass is usually one which meets one or more of the criteria for review by the Supreme Court and one the Supreme Court concludes it will ultimately choose to consider regardless of how the Court of Appeals might decide the issues. A petition for bypass may also be granted where there is a clear need to hasten the ultimate appellate decision. The Supreme Court currently has no petitions for bypass pending.

	<u>November 2013</u>	<u>Term to Date</u>
Petitions for Bypass filed.....	<u>0</u>	<u>2</u>
Civil cases	0	1
Criminal cases	0	1
Petition for Bypass dispositions.....	<u>1</u>	<u>5</u>
Civil cases (petitions granted).....	0 (0)	3 (0)
Criminal cases (petitions granted)	1 (0)	2 (0)

Requests for Certification

During November 2013, the Supreme Court received no requests for certification and disposed of 5 requests for certification. In a request for certification, the Court of Appeals asks the Supreme Court to exercise its appellate jurisdiction before the Court of Appeals hears the matter. A request for certification is decided on the basis of the same criteria as a petition to bypass. The Supreme Court currently has no requests for certification pending.

	<u>November 2013</u>	<u>Term to Date</u>
Requests for Certification filed.....	<u>0</u>	<u>2</u>
Civil cases	0	1
Criminal cases	0	1
Request for Certification dispositions.....	<u>5</u>	<u>6</u>
Civil cases (requests granted)	2 (2)	3 (3)
Criminal cases (requests granted)	3 (1)	3 (1)

Regulatory Matters, Supervisory Writs, and Original Actions

During the month, a total of 1 matter within the regulatory jurisdiction of the Court (bar admission, lawyer discipline, and judicial discipline) was filed and 0 such cases were reopened. The Supreme Court also received 3 petitions for supervisory writ, which ask the Supreme Court to order the Court of Appeals or a circuit court to take a certain action in a case. No original actions were filed. An original action is a petition asking the Supreme Court to take jurisdiction over a particular matter. When an opinion is issued in these cases, the disposition is included in “Opinions Issued by the Court” above; otherwise, the case is disposed of by order and is included in the totals below. The Supreme Court currently has 32 regulatory matters and 18 petitions for supervisory writ pending.

November 2013 Term to Date

Filings

Attorney discipline (including reopened cases).....	1	13
Judicial discipline.....	0	0
Bar admission.....	0	0
Petitions for Supervisory Writ	3	14
Other (including Original Actions).....	0	0

Dispositions by Order

Attorney discipline.....	0	0
Judicial discipline.....	0	0
Bar admission.....	0	0
Petitions for Supervisory Writ	4	18
Other (including Original Actions).....	1	1

**DECISIONS BY THE
WISCONSIN SUPREME COURT**

OPINIONS ISSUED DURING November 2013

ATTORNEY DISCIPLINE CASES

<u>Docket No.</u>	<u>Title</u>	<u>Date</u>
2012AP2338-D	Office of Lawyer Regulation (OLR) v. Robert Paul D'Arruda Public Reprimand Per Curiam ¹	11/20/2013
2012AP1826-D	Office of Lawyer Regulation (OLR) v. Michael W. Steinhafel License Suspension Per Curiam	11/26/2013
2013AP1483-D	Office of Lawyer Regulation (OLR) v. Randi H. Hubatch License Suspension Per Curiam	11/26/2013
2013AP1215-D	Office of Lawyer Regulation (OLR) v. John J. Doyle License Suspension Per Curiam	11/27/2013
2013AP329-D	Office of Lawyer Regulation (OLR) v. Ronald J. Moore License Suspension Per Curiam	11/29/2013

CIVIL AND CRIMINAL CASES

<u>Docket No.</u>	<u>Title</u>	<u>Date</u>
2011AP1045	Thomas D. Nowell v. City of Wausau Court of Appeals decision reversed. <u>Majority Opinion</u> : Bradley, J.	11/06/2013

¹ “Per Curiam” means “by the Court.” Opinions issued *per curiam* are handed down by the Court as a whole.

2011AP2887	Steve P. v. Maegan F. Review is dismissed as improvidently granted. Per Curiam Prosser, J withdrew from participation.	11/08/2013
2012AP958	Milwaukee County v. Mary F.-R. Court of Appeals decision affirmed. <u>Majority Opinion</u> : Crooks, J. <u>Concur</u> : Abrahamson, C.J. <u>Concur</u> : Ziegler, J. joined by Roggensack, J. and Gableman, J.	11/26/2013